IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

MONDAY, THE 17TH DECEMBER 2007 / 26TH AGRAHAYANA 1929

MACA.No. 2111 of 2007

OPMV.1225/2000 of ADDL.MOTOR ACCIDENT CLAIMS TRIBUNAL, ERNAKULAM
.....

APPELLANT : PETITIONER:

CHACKO DEVASSIA @ CHACKO DEVASSY,
AGED 61 YEARS, S/O.CHACKO, VENNATTUSSERIL HOUSE,
HMT COLONY, KALAMASSERY, PIN 683 503.

BY ADV. SRI.R.SUDHISH

RESPONDENTS: RESPONDENTS:
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1. L.VISHNUDAS, D/O.LACHMANDAS.B.ASWANI,
PARTNER, PRESTIGE TEXTILE DISTRIBUTION,
40/7130, DORAISWAMY ROAD, COCHIN-35..

2. JOSE PETER FELIX ALIAS BIJU,
S/O.STANLY FELIX, CHERIYAPARAMBBIL HOUSE,
SOUTH OF POLAKANDOM MARKET, KARVELIPADY,
COCHIN-5, NOW RESIDING AT PALLIPARAMBIL HOUSE,
CHANDY ROAD, VADUTHALA, COCHIN-23.

3. NATIONAL INSURANCE CO. LTD.,
BY ITS REGL. MANAGER, REGL. OFFICE, MUTHOOT TOWERS
M.G.ROAD, COCHIN-35.

4. THE NEW INDIA ASSUSRANCE CO. LTD.,
BY ITS REGL. MANAGER, REGL. OFFICE,
KANDOMKULATHY BUILDING, M.G.ROAD, COCHIN-11.

THIS MOTOR ACCIDENT CLAIMS APPEAL HAVING COME UP FOR ADMISSION ON 17/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.S.RADHAKRISHNAN & T.R.RAMACHANDRAN NAIR, JJ.

M.A.C.A.No.2111 OF 2007

Dated this the 17th day of December, 2007

JUDGMENT

Radhakrishnan, J.

Claimant is the appellant. Accident and insurance coverage are not disputed. The only question is whether the amount of compensation granted by the Tribunal is just and proper. No disability certificate was produced by the appellant before the Tribunal. No doctor was examined. Ext.A6 is the discharge summary. We perused that documents. There is nothing to show that appellant has sustained any serious injury. Rs. 28,581/- was awarded for medical expenses and Rs. 10,000/- was awarded for pain and sufferings. The amount awarded in our view is just and fair. We find no reason to interfere with the findings rendered by the Tribunal. Appeal is dismissed.

K.S.RADHAKRISHNAN
JUDGE

T.R.RAMACHANDRAN NAIR
JUDGE

sv.